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SPRINKLE, ANDERSON & CITKOWSKI, P.C.

GIFFORD, KRASS, GROH,

002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Levine

Serial No.: 09/900,787

Group No.: 2853

Filed: July 6, 2001

Examiner: Leonard Liang

For: CHART RECORDER PROGRAMMING INTERFACE

RESPONSE TO NOTICE OF HEARING.

In response to the Notice of Hearing mailed March 1, 2004 for the above-referenced application. Appellant hereby waives the scheduled May 4, 2004 hearing in favor of scheduling a video conference hearing to be held at a time and date to be determined.

Please notify Appellant when a video conference hearing can be scheduled.

Respectfully submitted,

By:

John G. Posa

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Dated: March 11, 2004

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper has been transmitted via facsimile to the U.S. Patent & Trademark Office at facsimile number $\frac{703-308-6199}{1000}$ on this $\frac{11^4}{1000}$ day of March, 2004.

Meryl L. Hammer

-BOARD OF PATENT

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DATE:

March 11, 2004

TO:

CLERK OF THE BOARD OF APPEALS

FACSIMILE NO .:

703-308-6199

FROM:

John G. Posa

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RE:

Appeal No. 2004-0609

SN 09/900,787 to Levine

MESSAGE: